

KELVIN L. JOHNSON, )  
 )  
 Petitioner, ) 2:11-cv-00072-JCM-LRL  
 )  
 vs. ) **ORDER**  
 )  
 DWIGHT NEVEN, *et al.*, )  
 )  
 Respondents. )  
 )  
 /

**IT IS THEREFORE ORDERED** that the application to proceed *in forma pauperis* (ECF No. 1) is **GRANTED**. The clerk **SHALL FILE** the petition for a writ of habeas corpus.

1           **IT IS FURTHER ORDERED** that the clerk **SHALL ELECTRONICALLY SERVE** the  
2 petition upon the respondents.

3           **IT IS FURTHER ORDERED** that respondents shall have **forty-five (45)** days from entry of  
4 this order within which to answer, or otherwise respond to, the petition. In their answer or other  
5 response, respondents shall address any claims presented by petitioner in his petition. Respondents  
6 shall raise all potential affirmative defenses in the initial responsive pleading, including lack of  
7 exhaustion and procedural default. **Successive motions to dismiss will not be entertained.** If an  
8 answer is filed, respondents shall comply with the requirements of Rule 5 of the Rules Governing  
9 Proceedings in the United States District Courts under 28 U.S.C. §2254. If an answer is filed,  
10 petitioner shall have **forty-five (45) days** from the date of service of the answer to file a reply.

11           **IT IS FURTHER ORDERED** that, henceforth, petitioner shall serve upon the attorney  
12 general of the state of Nevada a copy of every pleading, motion, or other document he submits for  
13 consideration by the court. Petitioner shall include with the original paper submitted for filing a  
14 certificate stating the date that a true and correct copy of the document was mailed to the attorney  
15 general. The court may disregard any paper that does not include a certificate of service. After  
16 respondents appear in this action, petitioner shall make such service upon the particular deputy  
17 attorney general assigned to the case.

18                               Dated this 17th day of March, 2011.

19   *James C. Mahan*  
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21   UNITED STATES DISTRICT JUDGE  
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